

# **EXHIBIT B**

## Incident Report

Case Number: 2014-1130210

FAIRFAX COUNTY POLICE DEPARTMENT

Date Approved: 04/29/2014

### Incident Information

Date/Time 04/23/2014 16:53	On <input checked="" type="checkbox"/> Between <input type="checkbox"/>	Date/Time 04/23/2014 16:53 WED	Date/Time 04/23/2014 16:53 WED	Officer [REDACTED] EIN [REDACTED]
Incident Location [REDACTED]				Supervising Officer [REDACTED] EIN [REDACTED] Date 04/29/2014
Organization DEPUTY CHIEF FOR PATROL		Patrol 411		Sub 516.03
Disposition CLOSED BY ARREST			Case Status CLOSED/CLEARED	
Weather and Light Conditions CLEAR/DAYLIGHT			Case Closed <input type="checkbox"/> Juvenile <input checked="" type="checkbox"/> Adult	Time Received: 16:53 Arrived: 16:53 Cleared: 16:53
Nature of Case DRUGS - MARIJUANA POSSESS W/INT DIST				

### Events

<b>1</b>	Description DRUGS - MARIJUANA POSSESS W/INT DIST	Code DRUG-35A-5	IBR 35A	<input type="checkbox"/> Att <input checked="" type="checkbox"/> Com
Alcohol, Drugs or Computers Used <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		Criminal Activity POSSESSING/CONCEALING		
Forced Entry <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Weapons 1. 2. 3.		
Entry	Exit	How Left Scene		
Bias Motivation		Bias Target		
Bias Circumstances		Hate Group		
Security		Location Type APARTMENT/CONDO		

### Complainant

Name Code <b>Victim</b>	Seq. # <b>1</b>	Name (Last, First, M) Same as victim# 1	Race	Sex	DOB	Age
Address			Home Phone		Cell Phone	
Employer Name/Address					Business Phone	

**Incident Report**

Case Number: 2014-1130210

FAIRFAX COUNTY POLICE DEPARTMENT

Date Approved: 04/29/2014

**Victims**

Seq. # <b>1</b>	Type SOCIETY/ PUBLIC	Residency Status Resident	Ethnicity	
Name(Last, First, M) COMMON WEALTH OF VA		Race UNKNOWN	Sex UNKNOWN	DOB Age
Address		Home Phone		Cell Phone
Employer Name/Address				Business Phone
Victim of Events 1	Justifiable Homicide <input type="checkbox"/>	Circumstances Homicide/Agg Assault		
Injuries None				
Type of Assignment	Type of Activity		Body Armor	

**Offender**

Seq. # <b>1</b>	Arrest Number 2014018734	Type INDIVIDUAL	Name(Last, First, M) PAIZ GUEVARA, ERNESTO MANUEL				
Race WHITE	Sex MALE	DOB [REDACTED] 1995	Age 19	Height 5'05" - 5'06"	Weight 115 - 120 lbs	Hair BLACK	Eye BROWN
AKA							
Address [REDACTED]				Home Phone		Cell Phone [REDACTED]	
Employer Name/Address				Occupation		Business Phone	
NOVARIS #				SSN			
Scars, Marks, Tattoos or other distinguishing features							
Physical Characteristics							
Suspect Details							

**Incident Report**

Case Number: 2014-1130210

FAIRFAX COUNTY POLICE DEPARTMENT

Date Approved: 04/29/2014

**Other Persons Involved**

<b>Seq. #</b> <b>1</b>	<b>Type</b> INDIVIDUAL			<b>Name(Last, First, M)</b> LEMUS CERNA, CHRISTIAN JOSUE JUVENILE				
<b>Race</b> WHITE	<b>Sex</b> MALE	<b>DOB</b> [REDACTED] 996	<b>Age</b> 17	<b>Height</b> 5'06"	<b>Weight</b> 135 lbs	<b>Hair</b> BLACK	<b>Eye</b> BROWN	
<b>AKA</b>								
<b>Address</b>						<b>Home Phone</b>		<b>Cell Phone</b>
[REDACTED]						[REDACTED]		
<b>Employer Name/Address</b>						<b>Occupation</b>		<b>Business Phone</b>
[REDACTED]						[REDACTED]		
<b>NOVARIS #</b>				<b>SSN</b>				
[REDACTED]				[REDACTED]				
<b>Scars, Marks, Tattoos or other distinguishing features</b>								
<b>Physical Characteristics</b>								
[REDACTED]								
<b>Seq. #</b> <b>2</b>	<b>Type</b> INDIVIDUAL			<b>Name(Last, First, M)</b> SANTIAGO VILLANUEVA, ARAELY JUVENILE				
<b>Race</b> WHITE	<b>Sex</b> MALE	<b>DOB</b> [REDACTED] 1996	<b>Age</b> 17	<b>Height</b> 5'04"	<b>Weight</b> 130 lbs	<b>Hair</b> BLACK	<b>Eye</b> BROWN	
<b>AKA</b> REAL NAME: VILLANUEVA, ARAELY								
<b>Address</b>						<b>Home Phone</b>		<b>Cell Phone</b>
[REDACTED]						[REDACTED]		
<b>Employer Name/Address</b> JEB STUART HS , 3301 PEACE VALLEY LANE						<b>Occupation</b> STUDENT		<b>Business Phone</b> (703) 824-3900
<b>NOVARIS #</b>						<b>SSN</b>		
[REDACTED]						[REDACTED]		
<b>Scars, Marks, Tattoos or other distinguishing features</b>								
<b>Physical Characteristics</b>								
[REDACTED]								

**Incident Report**

Case Number: 2014-1130210

FAIRFAX COUNTY POLICE DEPARTMENT

Date Approved: 04/29/2014

**Other Persons Involved**

Seq. # <b>3</b>	Type INDIVIDUAL	Name (Last, First, M) [REDACTED] JUVENILE					
Race WHITE	Sex MALE	DOB [REDACTED] 1998	Age 15	Height 5'02"	Weight 120 lbs	Hair BROWN	Eye BROWN
AKA [REDACTED]							
Address [REDACTED]					Home Phone		Cell Phone
Employer Name/Address [REDACTED]					Occupation		Business Phone
NOVARIS #				SSN			
Scars, Marks, Tattoos or other distinguishing features							
Physical Characteristics							

**Related Name Relationships**

COMMON WEALTH OF VA	is	RELATIONSHIP UNKNOWN	to	PAIZ GUEVARA, ERNESTO MANUEL
---------------------	----	----------------------	----	------------------------------

**Property**

Item - 826814 MARIJUANA			Description 7 SMALL BAGGIES OF GREEN LEAFY SUBSTANCE	
Quantity 3.00	Units of Measure GRAM	Value \$1.00	Recovery Date	Teletype No
Status SEIZED - DRUGS			Jurisdiction Stolen/Recovered	
Item - 831710 OTHER			Description CRICKET CELL PHONE IN BLUE CASE	
Quantity 1.00	Units of Measure	Value \$1.00	Recovery Date 05/15/2014	Teletype No
Status EVIDENCE			Jurisdiction Stolen/Recovered	

## Incident Report

Case Number: 2014-1130210

FAIRFAX COUNTY POLICE DEPARTMENT

Date Approved: 04/29/2014

### Narrative

GIU2231-Investigation

While in the listed area, I observed 4 subjects outside of [REDACTED] Vista Dr. I recognized one of them as Christian Lemus, and had previously stopped him back in January of this year on a subject stop. He was found in possession of cocaine and marijuana on that date (see Case # 2014-0100185), and had been observed selling narcotics to students getting off the school bus in the afternoon. I approached the group on this day, as Special Agent [REDACTED] (SA-FBI) along with Intelligence Analyst (IA) [REDACTED] acted as my cover officers. I was in a plain clothes capacity, with my badge of authority displayed on my belt. I first spoke to Lemus and inquired if he was in possession of any narcotics on this day. He denied that he was, and consented to a 'pat down' of his person. The pat down yielded negative results. I then advised Lemus that I was done with him and he could leave the area if he wished. Lemus elected to walk away.

Next, I observed one subject that appeared to be keeping his arms/hands tight to his waist area in a manner to conceal something, or to keep something from falling out of his clothing. Due to the recent shooting, stabbings, and other malicious woundings in the area, and the mannerisms the subject displayed, I conducted a pat down of the outer area of the subject's front stomach area. I patted the front, left side pocket of the subject's sweatshirt first because it was protruding out slightly more than the right side pocket, and I felt a lumpy substance, and heard the noise of a plastic baggie. Through my training and experience, I immediately knew the object to be narcotic contraband consistent with how narcotics are packaged. I reached into the pocket and removed a ziplock baggie containing 7 individually wrapped baggies of a green leafy substance that emanated with the odor consistent with Marijuana. I obtain the subject's information, and advised him that I would be allowing him to go home today, but that I will be obtaining a warrant at a later time. The subject was photographed and released, as was the final two subjects. I was familiar with all four subjects, and knew them to be MS13 associates/members.

I conducted a field test of the marijuana and it tested positive. On April 25, 2014, I obtained a Felony warrant for PWID within 1000 feet of the school on Ernesto Manuel Paiz Guevarra. An attempt for service was made in the evening of April 25th, but detectives were told that Paiz Guevarra does not reside there any longer. The warrant was turned over to the warrant desk and entered into the system.

The marijuana was packaged and placed in the designated after hour lockers.

Case held Inactive-Warrant on File

### Completed Forms

**Incident Report**

Case Number: 2014-1130210

FAIRFAX COUNTY POLICE DEPARTMENT

Date Approved: 05/27/2014

**Supplement Information - Officer Supplement**

<b>Supplement Date</b> 05/21/2014 12:52:47	<b>On</b> <input checked="" type="checkbox"/> <b>Between</b> <input type="checkbox"/>	<b>Date/Time</b> 04/23/2014 16:53 WED	<b>Date/Time</b> 04/23/2014 16:53 WED	<b>Supplement Officer</b> [REDACTED]	<b>EIN</b> [REDACTED]
<b>Incident Location</b> [REDACTED]				<b>Supervising Officer</b> [REDACTED]	<b>EIN</b> [REDACTED] <b>Date</b> [REDACTED]
<b>Organization</b> DEPUTY CHIEF FOR PATROL		<b>Patrol</b> 411		<b>Sub</b> 516.03	
<b>Disposition</b> CLOSED BY ARREST			<b>Case Status</b> CLOSED/CLEARED		
<b>Weather and Light Conditions</b> CLEAR/DAYLIGHT			<b>Case Closed</b> <input type="checkbox"/> Juvenile <input checked="" type="checkbox"/> Adult	<b>Time</b> Received: 16:53 Arrived: 16:53 Cleared: 16:53	
<b>Nature of Case</b> DRUGS - MARIJUANA POSSESS W/INT DIST					

**Supplement Notes**

On 05/15/14 Ernesto Paiz Guevara was extradited from the State of Missouri. Detective [REDACTED], Detective [REDACTED] and I picked Mr. Paiz Guevara (and Douglas Cerritos Duran) up at the Jackson County Detention Center (1300 Cherry St. Kansas City, MO.) and transported him back to Fairfax County. When we arrived back in Fairfax County both subjects were transported to the Massey Building. At this point Detective [REDACTED] informed me that he wanted to talk to the subjects and would served the warrants.



**Incident Report**

Case Number: 2014-1130210

FAIRFAX COUNTY POLICE DEPARTMENT

Date Approved: 07/11/2014

**Supplement Information - Investigator Supplement**

<b>Supplement Date</b> 05/22/2014 16:06:41	<b>On</b> <input checked="" type="checkbox"/> <b>Between</b> <input type="checkbox"/>	<b>Date/Time</b> 04/23/2014 16:53 WED	<b>Date/Time</b> 04/23/2014 16:53 WED	<b>Supplement Officer</b> [REDACTED]	<b>EIN</b> [REDACTED]
<b>Incident Location</b> [REDACTED]				<b>Supervising Officer</b> [REDACTED]	<b>EIN</b> 303547 <b>Date</b> 07/11/2014
<b>Organization</b> DEPUTY CHIEF FOR PATROL		<b>Patrol</b> 411		<b>Sub</b> 516.03	
<b>Disposition</b> CLOSED BY ARREST			<b>Case Status</b> CLOSED/CLEARED		
<b>Weather and Light Conditions</b> CLEAR/DAYLIGHT			<b>Case Closed</b> <input type="checkbox"/> Juvenile <input checked="" type="checkbox"/> Adult	<b>Time</b> Received: 16:53 Arrived: 16:53 Cleared: 16:53	
<b>Nature of Case</b> DRUGS - MARIJUANA POSSESS W/INT DIST					

**Supplement Notes**

GIU2231-Investigation

On 5/15/14, Detective [REDACTED], Detective [REDACTED] and I extradited Paiz Guevara back from Kansas City, MO. We brought Paiz Guevara to the Massey Building, and SA [REDACTED] and I sat down with him for an interview at approximately 1855hrs. Paiz Guevara first discussed with us that he came to the United States a little over 2 yrs ago after his mom paid a coyote to bring him across the border. Paiz Guevara was caught by Immigration at the border, and put into a program since he was a juvenile. After he completed the program in California, [REDACTED] picked him up and brought him to Fairfax County. He was enrolled at [REDACTED] but was expelled. He is currently in a program at a school in Annandale.

Paiz Guevara was asked about his employment, and he advised that he works construction in Kansas City, but could not remember the name of the company, or the name of his boss. He then changed his story and said that he went to Kansas City to work, and he only did it for 2-3 days before he was arrested. He also informed us that he used to work at Mashalls in Falls Church.

At this point, I elected to Mirandize him before questioning him about his charge of PWID-Marijuana. With the assistance of SA [REDACTED] Miranda was provided to Paiz Guevara in Spanish. Paiz Guevara agreed to speak with us, but as I inquired about his criminal activities, he refused to be honest. I explained to him that if he wanted to talk, I need him to be honest. At that point, Paiz Guevara said he would rather not talk at the moment. Although, he did not ask for a lawyer, I elected to end the interview.

Case Closed by Arrest.



## ARREST REPORT

Fingerprinted	R84 Completed
<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input checked="" type="checkbox"/> No	<input type="checkbox"/> No

1 ORI # VA0290100		2 AGENCY NAME Fairfax County Police Department		3a. ARREST # 2014018734		3b. CASE # 2014-1130210		4 SFX		
5 LAST, FIRST, MIDDLE NAME Paiz Guevara, Ernesto Manuel						6 ALIAS AKA				
7 SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F	8 RACE <input checked="" type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	9 HGT. 5'05-5'06	10 WGT. 115-120	11 EYE BRO	12 HAIR BLK	13 SKIN	14 <input type="checkbox"/> SCARS	<input type="checkbox"/> MARKS	<input type="checkbox"/> TATTOOS	<input type="checkbox"/> AMPUTATIONS
15 PLACE OF BIRTH (CITY, COUNTY, STATE) El Salvador				16 SSN - - - - -		17 DATE OF BIRTH - - - - - 995		18 AGE 19	19 MISCELLANEOUS ID #	
20 SID #		21 FINGERPRINT CLASS KEY MAJOR PRIMARY SCDV SUB-SECONDARY FINAL HENRY CLASS NCIC CLASS						22 DL #		23 ST
24 FBI #		25 IDENTIFICATION COMMENTS								
26 <input checked="" type="checkbox"/> RESIDENT <input type="checkbox"/> NON-RESIDENT		27 HOME ADDRESS (STREET, CITY, STATE, ZIP)				28 RESIDENCE PHONE		29 OCCUPATION (BE SPECIFIC)		
30 EMPLOYER (NAME OF COMPANY/SCHOOL)				31 BUSINESS ADDRESS (STREET, CITY, STATE, ZIP)				32 BUSINESS PHONE		
33 LOCATION OF ARREST (STREET, CITY, STATE, ZIP) 4110 Chain Bridge Rd Fairfax, Va 22030				34 SECTOR #		35 ARRESTED FOR YOUR JURISDICTION? <input type="checkbox"/> YES <input type="checkbox"/> NO IN STATE <input type="checkbox"/> OUT STATE AGENCY				
36 CONDITION OF <input type="checkbox"/> DRUNK <input type="checkbox"/> SOBER ARRESTEE: <input type="checkbox"/> DRINKING <input type="checkbox"/> DRUGS		37 RESIST ARREST? <input type="checkbox"/> YES <input type="checkbox"/> NO		38 INJURIES? <input type="checkbox"/> NONE <input type="checkbox"/> OFFICER <input type="checkbox"/> ARRESTEE		39 ARMED? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		40 DESCRIPTION OF WEAPON		
41 DATE OF ARREST 05/15/2014		42 TIME OF ARREST 21:02		43 DAY OF ARREST <input type="checkbox"/> S <input type="checkbox"/> M <input type="checkbox"/> T <input type="checkbox"/> W <input checked="" type="checkbox"/> F <input type="checkbox"/> S		44 TYPE ARREST TAKEN INTO CUSTODY		45 ARRESTED BEFORE? <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNKNOWN		
46 CHARGE-1 <input checked="" type="checkbox"/> FEL <input type="checkbox"/> MISD Drug Sale On, near		47 UCR CODE 35A		50 STATE CODE/LOCAL ORD. 18.2-255.2		51 WARRANT # 209066S		DISPOSITION Guilty		52 DATE ISSUED
48 CHARGE-2 <input type="checkbox"/> FEL <input type="checkbox"/> MISD		49 UCR CODE		53 STATE CODE/LOCAL ORD.		54 WARRANT #		DISPOSITION		55 DATE ISSUED
56 CHARGE-3 <input type="checkbox"/> FEL <input type="checkbox"/> MISD		57 UCR CODE		60 STATE CODE/LOCAL ORD.		61 WARRANT #		DISPOSITION		62 DATE ISSUED
58 CHARGE-4 <input type="checkbox"/> FEL <input type="checkbox"/> MISD		59 UCR CODE		63 STATE CODE/LOCAL ORD.		64 WARRANT #		DISPOSITION		65 DATE ISSUED
66 ARREST DISPOSITION Cleared By Arrest				68 ARRESTED WITH (1) ACCOMPLICE (FULL NAME)						
				69 ARRESTED WITH (2) ACCOMPLICE (FULL NAME)						
70 VYR	71 VMA	72 VMO	73 VST	74 VCO	TOP BOTTOM		75 TAG #	76 LIS	77 LIY	
78 VIN				79 IMPOUNDED? <input type="checkbox"/> YES <input type="checkbox"/> NO		80 STORAGE LOCATION/IMPOUND #				
VEHICLE RELATED TO:				VEHICLE RELATION:						
81 OTHER EVIDENCE SEIZED/PROPERTY SEIZED										
<input type="checkbox"/> CONTINUED IN NARRATIVE										
82 JUVENILE DISPOSITION: <input type="checkbox"/> HANDLED AND RELEASED <input type="checkbox"/> REF. TO WELFARE AGENCY <input type="checkbox"/> REF. TO ADULT COURT <input type="checkbox"/> REF. TO JUVENILE COURT <input type="checkbox"/> REF. TO OTHER POLICE AGENCY								83 RELEASED TO		
84 PARENT OR GUARDIAN (LAST, FIRST, MIDDLE NAME)				85 ADDRESS (STREET, CITY, STATE, ZIP)				86 PHONE		
87 PARENTS EMPLOYER		88 OCCUPATION		89 ADDRESS (STREET, CITY, STATE, ZIP)				90 PHONE		
91 DATE AND TIME OF RELEASE <input type="checkbox"/> AM <input type="checkbox"/> MIL <input type="checkbox"/> PM			92 RELEASING OFFICER NAME			93 AGENCY/DIVISION			94 ID #	
95 RELEASED TO			96 AGENCY/DIVISION			97 AGENCY ADDRESS				
98 PERSONAL PROPERTY RELEASED TO ARRESTEE <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> PARTIAL			99 PROPERTY NOT RELEASED/HELD AT:				100 PROPERTY #			
101 REMARKS (NOTE ANY INJURIES AT TIME OF RELEASE)										
102 SIGNATURE OF RECEIVING OFFICER								103 SIGNATURE OF RELEASING OFFICER		
LOCAL USE								STATE USE		
MULTIPLE CASES CLOSED		104 CASE #		105 SFX		106 CASE #		107 SFX		108 CASE #
111 ARRESTING OFFICER (LAST, FIRST, M.)		112 ID #		113 ARRESTING OFFICER (LAST, FIRST, M.)		114 ID #		115 SUPERVISOR		116 WATCH CMDR. ID #

14CR306-001742

ADDITIONAL ARREST NARRATIVE CONTINUED	117 DATE AND TIME OF ARREST		<div><div>1</div>AM</div> <div><div>2</div>PM</div> <div><div>3</div>MIL</div> <div><div>4</div></div>	118a. CASE #	119 SFX
	05/15/2014	21:02		2014-1130210	
				118b. ARREST #	
		2014018734			

120  
ADDITIONAL ARREST INFORMATION